

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his )  
capacity as ATTORNEY GENERAL )  
OF THE STATE OF OKLAHOMA and )  
OKLAHOMA SECRETARY OF THE )  
ENVIRONMENT C. MILES TOLBERT,) )  
in his capacity as the )  
TRUSTEE FOR NATURAL RESOURCES )  
FOR THE STATE OF OKLAHOMA, )

Plaintiff, )

vs. ) 4:05-CV-00329-TCK-SAJ

TYSON FOODS, INC., et al, )

Defendants. )

-----  
THE VIDEOTAPED 30(b)(6)  
DEPOSITION OF LEASEA BUTLER, produced as a  
witness on behalf of the Plaintiff in the above  
styled and numbered cause, taken on the 22nd day of  
August, 2007, in the City of Fayetteville, County of  
Washington, State of Arkansas, before me, Lisa A.  
Steinmeyer, a Certified Shorthand Reporter, duly  
certified under and by virtue of the laws of the  
State of Oklahoma.

TULSA FREELANCE REPORTERS  
918-587-2878

EXHIBIT

29

1 MR. GEORGE: On the phone?

2 MR. GARREN: Jennifer? Jennifer?

3 MR. GEORGE: Jennifer Griffin for Willow

4 Brook.

5 VIDEOGRAPHER: Thank you. The witness may 09:07AM  
6 be sworn in.

7 LEASEA BUTLER  
8 having first been duly sworn to testify the truth,  
9 the whole truth and nothing but the truth, testified  
10 as follows:

11 DIRECT EXAMINATION

12 BY MR. BULLOCK:

13 Q State your name, please.

14 A Leasea Dawn Butler.

15 Q Ms. Butler, how are you currently employed? 09:07AM

16 A I work for Cobb-Vantress.

17 Q And what do you do for them?

18 A I'm director of GP production.

19 Q And explain what that is.

20 A I am over all of the U.S. grandparents for 09:07AM  
21 Cobb-Vantress.

22 Q And how long have you had that position?

23 A Two years.

24 Q And how long have you been with Cobb?

25 A Nine years. 09:07AM

**TULSA FREELANCE REPORTERS  
918-587-2878**

1 Q And how are those -- or how is the farm  
2 management program communicated to the producer?

3 A Service reports.

4 Q And in addition to the service reports, is it  
5 also discussions that the producer might have with 09:23AM  
6 the service tech?

7 A Yes.

8 Q Now, is that the proper name? I'm talking  
9 about the person from the company that comes out on  
10 a periodic, perhaps weekly, basis to inspect the 09:23AM  
11 facilities, look at the birds, that type of a  
12 program?

13 A Service techs?

14 Q Yeah.

15 A Yes. 09:23AM

16 Q And that's the proper name for it. Now, Cobb  
17 also provides all of the feed; is that correct?

18 A Yes.

19 Q Provides all of the medications that the birds  
20 are to use? 09:23AM

21 A Yes.

22 Q Any type of sanitizers or chemicals used for  
23 insect control, Cobb provides that; correct?

24 A Yes.

25 Q In addition to -- for the producer, the 09:24AM

**TULSA FREELANCE REPORTERS  
918-587-2878**

1 and feces from Cobb?

2 MR. GEORGE: Object to form. Answer, if  
3 you can.

4 A No, and the reasoning for that is, if they're  
5 following the applicable laws, we feel like they're 09:31AM  
6 doing with it as they should.

7 Q Well, what does Cobb do to ensure that what  
8 you provide is being -- if, that is, if they are  
9 following the law, how do you ensure that your  
10 producers are in fact following the law in disposing 09:31AM  
11 of the bedding and waste, the waste from your  
12 chickens and the bedding that you purchased at the  
13 end of the grow cycle?

14 A When we're alerted of an issue, we address it  
15 with the grower. For instance, we had a grower in 09:32AM  
16 the Eucha watershed that we were notified that they  
17 did not apply the litter properly and we addressed  
18 it with them, pulled our contract until those issues  
19 were addressed.

20 Q In -- how frequently does your service tech go 09:32AM  
21 to the facilities?

22 A Once a week; sometimes more often.

23 Q And when the service tech goes to the  
24 facilities, does he make a detailed inspection of  
25 them? 09:33AM

1 A Yes. It depends on the trip, but yes.

2 Q Looks at temperature in the houses?

3 A Depending upon his trip, yes.

4 Q Okay. Condition of the litter?

5 A Once again, depending upon his trip, yes. 09:33AM

6 Q Okay, but that would be within the scope of  
7 things, when it's relevant, that he's supposed to  
8 look at?

9 A If he's there to inspect that, yes. There are  
10 some trips where maybe he's just delivered supplies 09:33AM  
11 and doesn't get into the barns or he may be there to  
12 watch them feed and he doesn't make note of that  
13 particular trip.

14 Q But it is his job to see to it that your  
15 program is followed out; right? 09:33AM

16 A Yes.

17 Q And that's one of the purposes of his weekly  
18 trips to the facility?

19 A Yes.

20 Q Now, in terms of the raising of Cobb's birds, 09:34AM  
21 the company doesn't take the position that it is  
22 sufficient to just tell the grower what to do and  
23 leave it to the grower to do that without any  
24 inspection, is it?

25 A Excuse me? 09:34AM

**TULSA FREELANCE REPORTERS  
918-587-2878**

1 referring to grandparent?

2 A Yes.

3 Q What other types of contracts does Cobb have,  
4 and I'm talking about producing contracts? I'm sure  
5 Cobb has all sorts of contracts.

09:37AM

6 A Right. We have a GP pullet contract. We also  
7 have a lease contract in Georgia. That's the only  
8 ones I'm recalling.

9 Q All right. In your -- your company requires  
10 that the barns or the grow-out facilities be cleaned  
11 out at the end of each flock; is that correct?

09:37AM

12 MR. GEORGE: Object to form.

13 A Yes, unless otherwise specified. We have used  
14 built-up litter in some instances.

15 Q But the contract requires it to be cleaned out  
16 at the end of the flock; is that correct?

09:38AM

17 MR. GEORGE: Object to form.

18 A Yes.

19 Q Okay, and if I read your guides, they also  
20 provide for cleaning out the barn at the conclusion  
21 of each flock, don't they?

09:38AM

22 A Yes.

23 Q And also require that the barn go through not  
24 only a thorough cleaning but actually a sanitizing?

25 A We provide that, yes.

09:38AM

**TULSA FREELANCE REPORTERS  
918-587-2878**

1 A No.

2 Q By the way, we didn't make the Record on this,  
3 but when I say IRW, do you understand that's the  
4 Illinois River watershed?

5 A Yes. 10:26AM

6 Q Okay. Does the company have minimum standards  
7 for the houses that it contracts for?

8 A Yes.

9 Q And what's the nature of those standards?

10 A Mainly they are equipment based for knowing 10:26AM  
11 that that equipment can provide the birds with the  
12 adequate water, ventilation for the birds.

13 Q Cool cells, do you require those?

14 A Yes, on hen farms.

15 Q Okay. Minimum size? 10:26AM

16 A Yes.

17 Q And what would that be?

18 A I don't know off the top of my head.

19 Q Does Cobb have an intensified management  
20 program? 10:27AM

21 A We do as of January 1st, 2007.

22 Q Where is that set out?

23 A Excuse me?

24 Q Where are the rules for that intensified  
25 management program set out? 10:27AM

**TULSA FREELANCE REPORTERS**  
**918-587-2878**